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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/637,608
Applicant : FLYNN, ET AL.
Filed : AUGUST 11, 2003
Title : HYDROGEN ODORANTS AND ODORANT SELECTION METHOD

Art Unit : 1724
Examiner : LANGEL, WAYNE A.

Atty Docket No. : ENER-0001-4

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The below-identified communication(s) is (are) submitted in the above-captioned application or proceeding:

- ☒ Response to Restriction/Election Requirement
- ☒ The Commissioner is hereby authorized to charge payment of any fees associated with this communication, including fees under 37 C.F.R. §§ 1.16 and 1.17 or credit any overpayment to **Deposit Account Number 10-0233-ENER-0001-4.**

Respectfully submitted,

Steven J. Prewitt
Registration Number 45,023

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August 19, 2004

12-2-2004



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Application No. : 10/637,608
Applicant : FLYNN, ET AL.
Filed : AUGUST 11, 2003
Title : HYDROGEN ODORANTS AND ODORANT SELECTION METHOD

Art Unit : 1754
Examiner : LANGEL, WAYNE A.

Atty Docket No. : ENER-0001-4

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Sir:

In response to the restriction/election requirement, mailed July 28, 2004, the period for response to which is set to expire on August 28, 2004, Applicants hereby elect Group I, without prejudice or disclaimer.

The Examiner has required a restriction to one of the following inventions:

Group I, claims 2-14, drawn to a hydrogen composition, classified in Class 252, subclass 372.

Group II, claims 15-30, drawn to a method for detecting a hydrogen gas leak from a container, classified in Class 436, subclass 183.

Group III, claims 31-44, drawn to a method of making a hydrogen composition, classified in Class 252, subclass 372.

Applicants elect the claims of Group I, *i.e.*, claims 2-14, for prosecution in the instant application. Applicants reserve the right to file divisional applications for the subject matter covered by the remaining groups. The inventors for the invention of the elected claims are the same as the inventors of record in the application.

Furthermore, claim 1 links inventions of Groups I, II and III. As indicated, the restriction requirement among the linked inventions is subject to the non-allowance of linking claim 1. Thus, claim 1 will be examined with the elected group.

The Examiner has further required an election of a single disclosed species from

the following patentably distinct species:

- I. A selenium compound**
- II. Methylamine or trimethylamine**
- III. An oxygen compound**
- IV. A nitrogen compound**
- V. A sulfur compound**

With respect to the claims of elected Group I, Applicants elect the claims associated with Species I, a selenium compound, *i.e.*, claims 2-4 for prosecution in the instant application. Applicants reserve the right to file divisional applications for the subject matter covered by the remaining groups. The inventors for the invention of the elected claims are the same as the inventors of record in the application.

With respect to the claims of elected Group I, Applicants hereby indicate that claims 7-11 are generic to all of the above-identified species.

Thus, in summary, linking claim 1, species claims 2-4 and generic claims 7-11 shall be considered at this time in the present application.

If the Examiner disagrees with this assessment, the Examiner is invited to contact Steven J. Prewitt at (703) 591-2664. In view of the foregoing, it is respectfully submitted that this application is in condition for allowance and favorable action is respectfully solicited.

Respectfully submitted,



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